

RESOLUTION 29-2019 - A

A RESOLUTION OF THE MAYOR AND COUNCIL OF THE CITY OF BENSON, ARIZONA, TO FORMALLY ESTABLISH AND MAINTAIN THE “BENSON RAILROAD HERITAGE PARK” ON ITS PROPERTY

WHEREAS, Chapter 11 of the Benson City Code is entitled “Parks and Recreation” and contains sections about park use regulations; and,

WHEREAS, a “Park” is defined at current Benson City Code Section 11-1-1.E. as “any public park or recreation or playground area within or outside the corporate limits of the city, owned and maintained by the City as a public park, or recreation or playground area, including rodeo grounds and sports fields”; and,

WHEREAS, public parks benefit citizens of and visitors to the City of Benson; and,

WHEREAS, A.R.S. §9-954(A) states, in relevant part, that “[a] City...may establish and maintain public parks, and acquire, hold, and improve real property for that purpose”; and,

WHEREAS, Benson City Council promotes the establishment and maintenance of public parks in locations and under circumstances that it believes are appropriate; and,

WHEREAS, the City of Benson General Development Plan describes the general area at issue in this Resolution and calls it the “*Benson Railroad Heritage Park*”; and,

WHEREAS, the Benson City Council believes that it is in the best interests of the City of Benson to formally establish and maintain its property described herein at Exhibit “A” as a public park – defined at current Benson City Code Section 11-1-1.E – to be called “*Benson Railroad Heritage Park*.”

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Benson, as follows:

1. The City of Benson owned property described at Exhibit “A” is formally declared to be a public park in accordance with A.R.S. §9-954(A) and current Benson City Code Section 11-1-1.E.
2. The Park formally created by this Resolution will be called “*Benson Railroad Heritage Park*.”
3. The Park formally created by this Resolution will be operated and maintained by the City of Benson Parks and Recreation Department as a park consistent with the description of a “*Benson Railroad Heritage Park*” in the City of Benson General Development Plan.

4. The City Manager and her designees are authorized to take all steps to effectuate this Resolution and to maintain this property as a public park.

PASSED AND ADOPTED BY THE MAYOR AND COUNCIL OF THE CITY OF BENSON, ARIZONA, this 14th day of October, 2019.



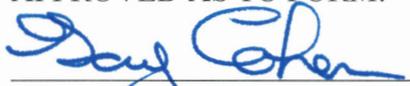
TONEY D. KING, SR. Mayor

ATTEST:



VICKI L. VIVIAN, CMC, City Clerk

APPROVED AS TO FORM:



MESCH CLARK AND ROTHSCHILD
By Gary J. Cohen
City's Attorney

**Exhibit A
Benson Railroad
Heritage Park**



Sources: Esri, HERE, Garmin, Intermap, increment P Corp., GEBCO, USGS, FAO, NPS, NRCAN, GeoBase, IGN, Kadaster NL, Ordnance Survey, Esri Japan, METI, Esri China (Hong Kong) (c) OpenStreetMap contributors, and the GIS User Community